

MEMORANDUM FOR: Associate General Counsel

FROM :

[REDACTED]
Special Assistant to the D/DCI/IC

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SUBJECT : Legal Authority for Funding ICS and NFIB

1. Mr. Snodgrass of the House Appropriations Committee Staff today orally requested a memorandum be provided to the HAC on the legal authority for the funding of the Intelligence Community Staff and the USIB/NFIB.

2. He requested a brief memorandum setting forth the citation or other specific legal basis, followed by "an explanation in layman's terms.."

3. The legal authority for the existence of NDIB was provided by specific provision in NSCID No. 1, and for the NFIB it is in the general authority stated in Executive Order 11905, Section 3 (d) (1) (xiv) which provides that the DCI shall:

"Establish such committees of collectors, producers and users of intelligence to assist in his conduct of his responsibilities as he deems appropriate."

4. No mention of an Intelligence Community Staff appeared in any of the NSCIDs, but E.O. 11905, Section 3 (b) (3) states:

"(3) The CFI shall be supported by the Intelligence Community Staff headed by the Deputy to the Director of Central Intelligence for the Intelligence Community."

5. As you are aware, the ICS and the NFIB Secretariat are carried in the CIA budget, so I am assuming that the query as to the "legal authority for the funding" relates to by what authority CIA pays the bills.

6. We have been asked to respond by the end of the week. Since this is a legal problem your comments will be our response. We would appreciate a reply by COB on Thursday, 27 May.

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cc: OLC